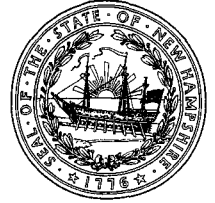




The State of New Hampshire  
*Department of Environmental Services*



Michael P. Nolin  
Commissioner

July 8, 2005

**LETTER OF DEFICIENCY #WSEB 05-068**  
CERTIFIED MAIL 7099 3400 0003 0690 2800

Ron Elliard  
752 Route 104  
New Hampton, NH 03256

Subject: New Hampton - Public Water System: Bobby Girl Diner (EPA #1698080)

Dear Mr. Elliard:

The records of the Department of Environmental Services (DES) show that the Bobby Girl Diner water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people, for 60 or more days per year. As such, the water system owner is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Admin. Rule Env-Ws 325.

DES records show that the subject water system failed to submit bacteria samples and as a result Monitoring/Reporting (M/R) violations were issued for the following months:

**February 2005 and May 2005**

In view of the Monitoring/Reporting violations, DES believes the deficiencies can be corrected by taking the following actions:

1. **By July 22, 2005**, submit a water "make-up" sample for bacteria analysis to the state laboratory, or a state-certified laboratory, in accordance with NH Admin. Rule Env-Ws 325.

Please continue to submit water samples according to the water system's Master Sampling Schedule enclosed.

Pursuant to Env-Ws 351, owners of public water systems are required to issue public notification when a system has failed to monitor for bacteriological water quality. DES records show that the water system has failed to perform public notification for the February 2005 monitoring violation. Additionally, to date the water system has not submitted proof of public notice for the May 2005 monitoring violation.

Letter of Deficiency #WSEB 05-068  
Bobby Girl Diner  
July 8, 2005  
Page 2 of 2

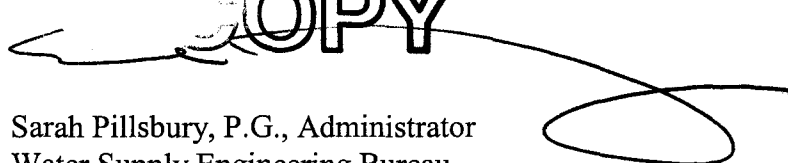
In view of the public notice violations, DES believes the deficiencies can be corrected, and future violations prevented, by taking the following actions:

2. **By July 22, 2005**, carry out the public notice requirements for the February 2005 and May 2005 sampling violations; and
3. **By August 5, 2005**, provide proof of public notice to DES.

In the event compliance is not achieved within this period, DES may initiate formal action against you, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

Please contact Anne Bailey by phone at (603) 271-0672 or by e-mail at [abailey@des.state.nh.us](mailto:abailey@des.state.nh.us) if you have any questions regarding this letter.

Sincerely,

 **COPY**

Sarah Pillsbury, P.G., Administrator  
Water Supply Engineering Bureau

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Enclosures: Master Sampling Schedule  
Public Notice Form

cc: Gretchen R. Hamel, DES Legal Unit Administrator ✓  
Town of New Hampton Health Officer  
NH Dept H & HS Restaurant Licensing  
EPA, Region 1  
File